



Newsletter

www.tsbp.state.tx.us

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PRESIDENT'S COLUMN

by

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Suggested Risk Reduction Strategies from the

Institute for Safe Medication Practices

The Institute for Safe Medication Practices (ISMP) is an independent nonprofit agency that analyzes medication errors, near misses, and potentially hazardous conditions as reported by pharmacists and other practitioners. ISMP makes appropriate contacts with companies and regulators, gathers expert opinion about prevention measures, and publishes its recommendations. The following are suggestions from ISMP to reduce the risk of errors in the pharmacy.

PATIENT INFORMATION

- Ask for patient allergy information at every visit and validate against the patient profile; distinguish between No Known Allergies (NKA) and Unknown Allergies; confirm allergies at the time of prescription pick up.
- Routinely ask for patient diagnosis and co-morbid conditions, including pregnancy, and add this information to computerized patient profile.
- Be sure date-of-birth is noted on every prescription hard copy and clearly visible on prescription receipt.
- Obtain/validate patient weight when dispensing pediatric medications.
- Provide patient with updated medication list annually; confirm list with patient.
- Use two unique patient identifiers at point of sale.

DRUG INFORMATION

- Educate all staff, including technicians, about new drug products coming to market and/or being stocked in the pharmacy.
- A designated pharmacist or corporate level staff routinely reviews, for quality improvement purposes, reports of computer warnings that are overridden by pharmacists.
- Review external error reports for potential risk within your pharmacy.
- Use the [ISMP commonly confused drug list](#) for examples of drug product names that could lead to error.
- Routinely run reports of system speed codes in use and review for dangerous short codes.

- Speed codes should only be added by administrative personnel using standardized processes, not at store level.

COMMUNICATION

- Incorporate mandatory read back procedures when accepting spoken prescription orders to confirm understanding.
- Incorporate patient validation and second patient identifier with prescriber or agent when accepting spoken prescription orders.
- Repeat numbers in digits when receiving oral prescription orders (16 is stated "one-six", 60 is stated "six-zero").
- Spell sound-alike drug names back to caller and obtain indication for use from caller for sound-alike medications.
- Use prescription phone pads that prompt receiver to ask caller for allergies, date-of-birth, and indication for use or purpose of drug.
- Evaluate sig codes and speed codes for error potential.

DRUG LABELING, PACKAGING, AND NOMENCLATURE

- Provide auxiliary warning labels with exaggerated fonts, or use other label enhancements on packages and storage bins of drugs with problematic names, packages, and labels.
- Use shelf dividers to separate products with look-alike names/packages in all storage areas, including refrigerators and narcotic bins.
- When dispensing unit-of-use packaging to patients, avoid placing pharmacy label on top of pertinent manufacturer's information.
- Use labels with special precautions on the stock bottle of high-alert medication (those whose inadvertent dispensing could cause serious harm if used in error).
- Use FDA/ISMP-recommended tall man lettering on repackaged products.
- Implement tablet imaging on final verification screen.

DRUG STANDARDIZATION, STORAGE, AND DISTRIBUTION

- Institute a stocking program which completely separates ophthalmic and otic products that have been reported as being confused for one another.
- Institute a "shelf-talker" or signing program that brings attention to sound- or look-alike drug products during stocking and retrieval procedures.
- Eliminate from storage potentially dangerous chemicals no longer necessary for compounding.
- Do not store non-drug supplies, such as alcohol, near diluents and products that require reconstitution.
- Store in separate bins in the refrigerator different types of insulin products and other similar items.
- Never stock any part of a product line of sound- or look-alike drug in the "fast mover" section.

{Abbreviated Information reproduced with permission from ISMP}

DPS INSPECTIONS OF PHARMACIES

The Texas Controlled Substances Act gives the Texas Department of Public Safety (DPS) the authority to inspect pharmacies that have a DPS permit for controlled substances. The number of inspections of pharmacies has increased greatly over the past year because DPS has employed ten compliance investigators to conduct inspections.

Pharmacists need to know that just as when a TSBP inspector enters a pharmacy a DPS compliance investigator is required to state the purpose of the inspection, show appropriate credentials, and provide a written notice of the inspection authority. The Controlled Substances Act allows DPS to inspect and copy the pharmacy's records for controlled substances (invoices, inventories, prescriptions, etc.), examine and inventory controlled substances, and inspect the pharmacy's security. TSBP has been informed that during some inspections DPS compliance inspectors have required pharmacies to add additional locks to entrances into the prescription department. In addition, some of the inspections have included a "mini" audit of a few controlled substances.

Congratulations



Gay Dodson, R.Ph., Executive Director/Secretary for the Texas State Board of Pharmacy, was one of four women selected to receive recognition as Outstanding Women in Texas Government. Ms. Dodson received the award from Susan Combs, Texas Comptroller of Public Accounts on September 14, 2012.

The Outstanding Women in Texas Government Awards were created by the state Agency Council in 1984 to honor women who have made significant contributions to the State of Texas through their work in state Government.

Ms. Dodson has been an employee of the Board since November 1982 and served for 2 years as Field compliance Officer in the Houston Area, 3 years as Senior Compliance Officer in the Austin office, and almost 10 years as Director of Compliance before being appointed to her current position as Executive Director on June 28, 1997. In her position as Executive Director, Gay serves as the chief executive officer of the agency and an ex-officio member and secretary of the Board of Pharmacy.

New Inventory Requirements

Effective *January 1, 2013*, all dosage forms of Tramadol (e.g., Ultram) must be included in the pharmacy's initial, annual, change of pharmacist-in-charge, and closing inventories.

Pharmacists & Technicians:
Don't Miss Out on Valuable CPE Credit
Set Up Your NABP e-Profile Today!



CPE Monitor™ integration is underway. Soon all Accreditation Council for Pharmacy Education (ACPE)-accredited providers will require you to submit your NABP e-Profile ID, assigned when you set up your NABP e-Profile, along with your date of birth, in order to obtain continuing pharmacy education (CPE) credit for any ACPE-accredited activity. Many providers have already begun to do so.

Visit www.MyCPEmonitor.net to set up your e-Profile and avoid possible delays in your CPE reporting.

CPE Monitor is a national collaborative service from NABP, ACPE, and ACPE providers that will allow licensees to track their completed CPE credit electronically.

BOARD CALENDAR FY2013

NOVEMBER 2012

6-7 TSBP BOARD BUSINESS MEETING, Austin
22-23 THANKSGIVING HOLIDAYS - Office Closed

DECEMBER 2012

24-26 CHRISTMAS HOLIDAY - Office Closed

JANUARY 2013

1 NEW YEAR'S DAY - Office Closed
21 M.L. KING JR. DAY - Office Closed

FEBRUARY 2013

5-6 TSBP BOARD BUSINESS MEETING, Austin
18 PRESIDENT'S DAY - Office Closed

MAY 2013

7-8 TSBP BOARD BUSINESS MEETING, Austin
27 MEMORIAL DAY - Office Closed

JULY 2013

4 INDEPENDENCE DAY - Office Closed

AUGUST 2013

6-7 TSBP BOARD BUSINESS MEETING, Austin

DISCIPLINARY ACTIONS

March - May 2012

After the Board obtains evidence of alleged violations, a licensee is sent a preliminary notice letter of the Board's intent to institute disciplinary action.

The licensee then has an opportunity to show compliance with the law in an informal conference with the Board staff (Executive Director/Secretary, Board Legal Counsel, and other staff at the discretion of the Executive Director and Board Legal Counsel). If the licensee cannot show compliance with the law and desires to dispose of any pending allegations, the licensee may consent to the entry of an "Agreed Board Order." The licensee must agree to the terms of the order and the order must be approved by the Board.

It should be noted that while there is agreement on the part of the licensee to the entry of an "Agreed Board Order," there is neither admission nor denial of guilt with respect to any matters that have come to the attention of the Board.

If a licensee, or the Board does not agree to terms of the "Agreed Board Order" or if the licensee does not wish an informal conference, a disciplinary hearing is scheduled before an Administrative Law Judge from the Office of Administrative Hearings. The Administrative Law Judge, after hearing all evidence in the matter will make a recommendation to the Board for action to be taken. The Board then makes a decision in the case, which is documented by the entry of a "Board Order."

On the finding of the existence of grounds for discipline of a licensee, the Board may suspend, revoke, restrict, fine, refuse to issue or renew, probate, reprimand, cancel, or retire a license.

The Board has directed that "Agreed Board Orders" and "Board Orders" be published in the NEWSLETTER.

Although every effort is made to assure that the following information is correct, you should contact the Board's office to confirm the accuracy of the listing before making any decision based upon this information. Copies of specific orders may be obtained for a fee, upon written request.

PUBLIC DISCIPLINARY ORDERS

LICENSEES (PHARMACISTS and PHARMACIES), and PHARMACIST-INTERNS

AGREED BOARD ORDERS

Bright Omemgboji Wokocha, Pharmacist License No. 31516. Alleged violation: deferred adjudication (in 2011) for the felony offense of Delivery of a Controlled Substance. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license revoked.

H & W Pharmacy, Pharmacy License No. 26801, Houston, TX. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by licensee and entered by the Board on 05-16-12: license revoked.

Douglas Roy Kotzebue, Pharmacist License No. 24512. Licensee requested revocation of Pharmacist License in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by licensee and entered by the Board on 05-16-12: license revoked.

Richard Marshall Botkin, Pharmacist License No. 21305. Licensee requested retirement of Pharmacist License in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by licensee and entered by the Board on 05-30-12: license retired.

Eugenia Nnenna Agugua, Pharmacist License No. 27580. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: prior Order set aside, license restricted with conditions.

Daron Kent Campbell, Pharmacist License No. 32994. Licensee requested suspension of Pharmacist License in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by licensee and entered by the Board on 05-30-12: license suspended under conditions.

Daniel Azubuike Anyadike, Pharmacist License No. 43683. Alleged violation: convicted (in 2011) of the felony offense of Conspiracy to Fraudulently Obtain Alien Registration Receipt Cards. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license suspended for 60 days, followed by 5-year probation with conditions.

Leadcare Pharmacy, Inc., Pharmacy License No. 26442, Houston, TX. Alleged violation: alleged violation by Daniel

Azubuike Anyadike (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: probation period to run concurrent with probated suspension imposed on corporate president.

A.B. Hurd Jr., Pharmacist License No. 19511. Alleged violation: unauthorized dispensing of dangerous drugs. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: 5-year probation with conditions and fined \$2500.

Townwood Pharmacy, Pharmacy License No. 4426, Houston, TX. Alleged violation: alleged violation by A.B. Hurd Jr. (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: 5-year probation with conditions and fined \$2500.

J. Floyd Butler, Pharmacist License No. 19595. Alleged violation: as pharmacist-in-charge and owner, allowed pharmacy technicians, in the absence of a pharmacist, to perform duties that may only be performed under the direct supervision of a pharmacist. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: 3-year probation with conditions and must successfully pass the pharmacy law exam.

City Pharmacy of Junction, Inc., Pharmacy License No. 1360, Junction, TX. Alleged violation: alleged violation by J. Floyd Butler (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: 3-year probation with conditions and fined \$5000.

CVS/Pharmacy #6825, Pharmacy License No. 24596, Waco, TX. Alleged violations: dispensing error and failed to evaluate and identify clinically significant high dosage. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: prior Order set aside; 3-year probation with conditions; fined \$3000; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Christa Adhiambo, Pharmacist License No. 46589. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded and must obtain additional hours of CE.

CVS/Pharmacy #7472, Pharmacy License No. 24740, Beaumont, TX. Alleged violation: alleged violation by Christa Adhiambo (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: 2-year probation with conditions, and must develop and implement a Continuous

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Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Chukwuma Ikenna Okafor, Pharmacist License No. 47796. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: 2-year probation with conditions and must obtain additional hours of CE.

CVS/Pharmacy #7222, Pharmacy License No. 24504, Houston, TX. Alleged violations: alleged violation by Chukwuma Ikenna Okafor (see above) and failed to maintain accurate records. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: 2-year probation with conditions, and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Jose Ricardo Rivas, Pharmacist License No. 25357. Alleged violation: failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: 2-year probation with conditions.

Deidre Ann Shelton, Pharmacist License No. 42016. Alleged violation: deferred adjudication (in 2010) for the misdemeanor offense of Attempted Fraudulent Use or Possession of Identifying Information. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: 1-year probation with conditions.

Special Design Healthcare, Pharmacy License No. 25333, Cape Girardeau, MO. Alleged violation: disciplinary action taken by the Missouri State Board of Pharmacy. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: probated suspension, with conditions, for a period of time to run concurrent with the sanctions imposed by the Missouri Board of Pharmacy.

Cleburne Lloyd Murdoch, Pharmacist License No. 17968. Alleged violation: as pharmacist-in-charge and owner, allowed two employees to perform technician duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined \$2000.

Clinic Pharmacy, Pharmacy License No. 4945, Rotan, TX. Alleged violation: alleged violation by Cleburne Lloyd Murdoch (see above). Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined \$6000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and

pharmacy technicians.

Daniel Clayton Skaggs, Pharmacist License No. 20146. Alleged violation: as pharmacist-in-charge and corporate officer, allowed two employees to perform technician trainee duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined \$2000.

Pharmacy Unlimited, Pharmacy License No. 23105, Odessa, TX. Alleged violation: alleged violation by Daniel Clayton Skaggs (see above). Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined \$6000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Delphina Chikamele Amuneke, Pharmacist License No. 35417. Alleged violation: as pharmacist-in-charge and corporate officer, allowed two employees to perform technician duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined \$2000.

Med-Rite Pharmacy, Pharmacy License No. 23378, Houston, TX. Alleged violation: alleged violation by Delphina Chikamele Amuneke (see above). Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined \$6000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Suzanne Theresa Oswalt, Pharmacist License No. 32989. Alleged violation: as pharmacist-in-charge, allowed two employees to perform technician trainee duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined \$2000.

United Pharmacy #513, Pharmacy License No. 21387, Vernon, TX. Alleged violation: alleged violation by Suzanne Theresa Oswalt (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-16-12: license fined \$6000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Sandra Gay Stowers Simmons, Pharmacist License No. 32492. Alleged violation: as pharmacist-in-charge, allowed two employees to perform technician trainee duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined

HIPDB

The Health Insurance Portability and Accountability Act of 1996 established the Healthcare Integrity and Protection Data Bank (HIPDB), a national healthcare fraud and abuse data collection program. In order to implement HIPDB, the U. S. Department of Health and Human Services adopted rules that require all state health licensing agencies to report disciplinary actions imposed on its licensees. The Texas State Board of Pharmacy (TSBP) is required to submit reports to HIPDB regarding all disciplinary actions taken against pharmacists, pharmacies, pharmacist-interns, and pharmacy technicians. After HIPDB receives a report from TSBP, HIPDB will send a copy of the report to the licensee. The licensee will be given the opportunity to respond to the report.

\$2000.

Wise Regional Health System, Pharmacy License No. 6545, Decatur, TX. Alleged violation: alleged violation by Sandra Gay Stowers Simmons (see above). Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined \$6000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Michael Lawrence Ward, Pharmacist License No. 20841. Alleged violation: as pharmacist-in-charge, allowed two employees to perform technician duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 05-30-12: license fined \$2000.

Castle Hills Pharmacy, LLC, Pharmacy License No. 26414, Victoria, TX. Alleged violation: alleged violation by Michael Lawrence Ward (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-16-12: license fined \$6000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

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Tracey Darlene Carruthers, Pharmacist License No. 39356. Alleged violation: as pharmacist-in-charge, allowed two employees to perform technician trainee duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 05-16-12: license fined \$2000.

United Pharmacy #536, Pharmacy License No. 21411, Brownfield, TX. Alleged violation: alleged violation by Tracey Darlene Carruthers (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-16-12: license fined \$6000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Leon Julio Halfon, Pharmacist License No. 18219. Alleged violation: as pharmacist-in-charge, allowed an employee to perform technician trainee duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 03-20-12: license fined \$1000.

Redi-Med Pharmacy, LLC, Pharmacy License No. 26868, Jacinto City, TX. Alleged violation: alleged violation by Leon Julio Halfon (see above). Agreed Board Order accepted by licensee and entered by the Board on 04-16-12: license fined \$3000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Christopher Kumar Adlakha, Pharmacist License No. 49330. Alleged violation: failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$1000.

Walgreen Co. #03507, Pharmacy License No. 10721, Port Neches, TX. Alleged violation: alleged violation by Christopher Kumar Adlakha (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$3000 and must develop and implement policies and procedures to ensure verbal patient counseling is provided to patients.

Robert Michael Holbert, Pharmacist License No. 20769. Alleged violation: as pharmacist-in-charge and owner, allowed employees to perform technician duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$1000.

Louis Morgan Drugs #4, Inc., Pharmacy License No. 1028, Longview, TX. Alleged violation: alleged violation by Robert

Michael Holbert (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$3000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Thomas Manning Neale Jr., Pharmacist License No. 29336. Alleged violation: as pharmacist-in-charge, allowed an employee to perform technician duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$1000.

Pharmacy Plus #9, Pharmacy License No. 25170, Southlake, TX. Alleged violation: alleged violation by Thomas Manning Neale Jr. (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$3000 and must develop and implement policies and procedures to verify the licensure and registration status for pharmacists, pharmacist interns, and pharmacy technicians.

Monica Han Yan Lui Chi, Pharmacist License No. 40728. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded and must obtain additional hours of CE.

Kroger Pharmacy #689, Pharmacy License No. 20276, Dallas, TX. Alleged violations: alleged violation by Monica Han Yan Lui Chi (see above); failed to provide adequate security for confidential patient records; and failed to provide verbal patient counseling. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded; fined \$2500; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Mark Aaron Prevost, Pharmacist License No. 38823. Alleged violations: upon audit, failed to submit proof of completion of required number of CE hours and falsified pharmacist license renewal application with regard to CE hours obtained. Agreed Board Order accepted by licensee and entered by the Board on 03-20-12: license fined \$2200 and must obtain additional CE hours.

John Christopher Pate, Pharmacist License No. 42606. Alleged violations: dispensing error; failed to properly keep complete and accurate compounding records; labeled compounded preparation with an invalid beyond-use date; dispensed compounded preparation of a commercially available drug; and failed to provide adequate security for confidential patient records. Agreed Board Order accepted by

licensee and entered by the Board on 05-08-12: license reprimanded; fined \$2000; and must obtain additional hours of CE.

CVS/Pharmacy #7831, Pharmacy License No. 24782, San Antonio, TX. Alleged violations: shortages of controlled substances following accountability audit and failed to properly maintain pharmacy records. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$2000 and must develop and implement policies and procedures to detect shortages and prevent theft and loss of controlled substances.

Cook Children's Medical Center, Pharmacy License No. 00328, Fort Worth, TX. Alleged violation: falsified Change of Managing Officer application with regard to pharmacy corporate officers' criminal history. Agreed Board Order accepted by applicant and entered by the Board on 03-07-12: license fined \$2000.

Biologics, Inc., Pharmacy License No. 23756, Cary, NC. Alleged violations: disciplinary action taken by the Missouri State Board of Pharmacy and falsified pharmacy renewal and Change of Ownership applications with regards to previous disciplinary action by the Missouri State Board of Pharmacy. Agreed Board Order accepted by applicant and entered by the Board on 05-16-12: license fined \$2000.

Robby Don Timberlake, Pharmacist License No. 19341. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded; fined \$1000; and must obtain additional hours of CE.

IV Solutions of Lubbock, Pharmacy License No. 17088, Lubbock, TX. Alleged violation: alleged violation by Robby Don Timberlake (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded; fined \$1500; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Walgreen Co. #5434, Pharmacy License No. 19800, Cleburne, TX. Alleged violation: failed to evaluate and identify clinically significant high dosage. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$1500.

Walgreen Co. #11971, Pharmacy License No. 26028, San Antonio, TX. Alleged violation: failed to provide verbal patient counseling. Agreed Board Order accepted

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by licensee and entered by the Board on 05-08-12: license fined \$1500.

Mary E. Azuike, Pharmacist License No. 25499. Alleged violations: dispensing error and failed to evaluate and identify clinically significant high dosage. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded and fined \$1000.

Nghi Truc Dinh, Pharmacist License No. 49373. Alleged violations: dispensing error and failed to evaluate and identify clinically significant high dosage. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded; fined \$1000; and must obtain additional hours of CE.

Wal-Mart Pharmacy #10-3500, Pharmacy License No. 22193, Houston, TX. Alleged violations: dispensing (delivery) error and failed to provide adequate security for confidential patient records. Agreed Board Order accepted by licensee and

entered by the Board on 05-08-12: license reprimanded; fined \$1000; and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Walgreen Co. #5961, Pharmacy License No. 20345, Fort Worth, TX. Alleged violations: dispensing (delivery) error and failed to provide adequate security for confidential patient records. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded; fined \$1000; and must demonstrate continued compliance with their Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Pedro Manuel Yzaguirre Jr., Pharmacist License No. 31431. Alleged violation: compounded non-sterile preparations in an unlicensed location. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: license fined \$1000.

Pete's Pharmacy IV, Pharmacy License No. 26824, Raymondville, TX. Alleged violation: alleged violation by Pedro Manuel Yzaguirre Jr. (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$1000.

CVS/Pharmacy #5869, Pharmacy License No. 24834, Mesquite, TX. Alleged violation: shortages of controlled substances following accountability audit. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$1000 and must develop and implement policies and procedures to detect shortages and prevent theft and loss of controlled substances.

Solaris Pharmacy, Inc., Pharmacy License No. 25715, Decatur, TX. Alleged violation: shortages of controlled substances following accountability audit. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license fined \$1000 and must develop and implement policies and procedures to detect shortages and prevent theft and loss of controlled substances.

Robert T. Blanford, Pharmacist License No. 33295. Alleged violation: falsified pharmacist license renewal application with regard to criminal history. Agreed Board Order accepted by licensee and entered by the Board on 05-16-12: license fined \$1000.

Sheila Ann Ventura, Pharmacist License No. 35784. Alleged violation: as pharmacist-in-charge, allowed an employee to perform technician duties with no registration. Agreed Board Order accepted by licensee and entered by the Board on 05-16-12: license fined \$1000.

Laura Beth Temple, Pharmacist License No. 38836. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded and must obtain additional hours of CE.

Murr's Medicine Chest, Pharmacy License No. 25445, Azle, TX. Alleged violation: alleged violation by Laura Beth Temple (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded and must develop and implement a Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Sunday Ntiejumkwu, Pharmacist License No. 42701. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded and must obtain additional hours of CE.

Deborah Ann Soule, Pharmacist License No. 43959. Alleged violation: dispensing error. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded and must obtain additional hours of CE.

Walgreen Co. #9810, Pharmacy License No. 25054, Seguin, TX. Alleged violation: alleged violation by Deborah Ann Soule (see above). Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded and must demonstrate continued compliance with their Continuous Quality Improvement Program (to include peer review) for purposes of preventing and handling dispensing errors.

Christopher Okechukwu Oramasionwu, Pharmacist License No. 47641. Alleged violations: dispensing error and failed to evaluate and identify clinically significant high dosage. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: license reprimanded.

Express Scripts, Inc., Pharmacy License No. 20570, Bensalem, PA. Alleged violation: disciplinary action taken by the Michigan State Board of Pharmacy. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: license reprimanded.

Hieu Trung Nguyen, Pharmacist License No. 47793. Alleged violation: deferred adjudication (in 2010) for the misdemeanor offense of Theft. Agreed Board Order accepted by licensee and entered by the Board on 03-20-12: license reprimanded.

Tram Puong Joe, Pharmacist License No. 33918. Licensee requested modification of Agreed Board Order previously entered on 11-09-10. Agreed Board Order accepted

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HELP IS AVAILABLE

Do you know a pharmacist with any of the following symptoms?

- ☒ Depressed
- ☒ Drinking alcohol in more than moderate amounts
- ☒ Abusing drugs
- ☒ Has a physical or mental impairment
- ☒ Not practicing pharmacy in a manner that is in the public's interest

If you do, please give the Texas Pharmacy Association's Professional Recovery Network (PRN) an opportunity to help. All calls are kept strictly confidential. For information, call the toll free Help Line:

1 (800) 727-5152

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by licensee and entered by the Board on 05-08-12: request for modification was granted (probation was terminated).

Teresa Sweet, Pharmacist License No. 24597. Licensee requested modification of Agreed Board Order previously entered on 05-05-10. Agreed Board Order accepted by licensee and entered by the Board on 05-08-12: request for modification was granted (probation was terminated).

**REGISTERED TECHNICIANS AND
TECHNICIAN TRAINEES**

BOARD ORDERS

Hector David Spencer, Technician Registration No. 136395. Violations deemed admitted by default: theft of controlled substances; two deferred adjudications (in 2011) for the felony offenses of Possession of a Controlled Substance; convicted (in 2011) of the misdemeanor offense of Possession of Drug Paraphernalia; and deferred adjudication (in 2011) for the misdemeanor offenses of Possession of a Controlled Substance and Possession of Marihuana. Board Order entered by the Board on 05-08-12: registration revoked.

Frances Estell Gandy, Technician Registration No. 154708. Violations deemed admitted by default: theft of controlled substances; deferred adjudication (in 2011) for the felony offense of Theft; and evaluation by Mental Health Professional who determined drug dependency, not in remission. Board Order entered by the Board on 05-08-12: registration revoked.

Michael Darrel Crump, Technician Registration No. 116756. Violations deemed admitted by default: theft of controlled substances and deferred adjudication (in 2011) for the felony offense of Fraudulent Possession of a Controlled Substance. Board Order entered by the Board on 05-08-12: registration revoked.

Michelle Nicole Dalton, Technician Registration No. 156147. Violations deemed admitted by default: deferred adjudication (in 2011) for the felony offense of Prescription Fraud and falsified technician registration renewal application with regard to criminal history. Board Order entered by the Board on 05-08-12: registration revoked.

Adrienne Hester, Technician Registration No. 150798. Violations deemed admitted by default: arrested (in 2010) for the misdemeanor offense of Possession of a Controlled Substance and obtained controlled substances by fraudulent

prescriptions. Board Order entered by the Board on 05-08-12: registration revoked.

Tammie Rochelle Wright, Technician Registration No. 119850. Violation deemed admitted by default: theft of controlled substances. Board Order entered by the Board on 05-08-12: registration revoked.

Tiffany Amber Moore, Technician Registration No. 100150. Violations deemed admitted by default: deferred adjudication (in 2011) for the felony offense of Possession of a Controlled Substance and falsified technician registration application with regard to criminal history. Board Order entered by the Board on 05-08-12: registration suspended for a minimum period of one year, under conditions.

Derrick Montreal Blackwell, Technician Registration No. 184644. Violations deemed admitted by default: convicted (in 2011) for the felony offense of Engaging in Organized Criminal Activity and convicted (in 2011) for the misdemeanor offense of Assault Causing Bodily Injury to Family Member. Board Order entered by the Board on 05-08-12: registration suspended for 180 days, followed by 5-year probation with conditions.

Marie Gregoria Wolf, Technician Registration No. 183678. Violation deemed admitted by default: deferred adjudication (in 2011) for the felony offense of Credit/Debit Card Abuse. Board Order entered by the Board on 05-08-12: registration suspended for 180 days, followed by 5-year probation with conditions.

Dana Leesa Adams, Technician Registration No. 192224. Violation deemed admitted by default: deferred adjudication (in 2011) for the felony offense of Credit Card Abuse. Board Order entered by the Board on 05-08-12: registration suspended for 90 days, followed by 5-year probation with conditions.

Abdur Rashid, Technician Registration No. 120323. Violations adjudicated: convicted (in 2009) of the felony offense of Failure to Stop and Render Aid and falsified technician registration applications with regard to criminal history. Board Order entered by the Board on 05-08-12: 5-year probation with conditions and fined \$6,500.

Yesenia Ruiz, Technician Registration No. 181236. Violations deemed admitted by default: deferred adjudication (in 2011) for the misdemeanor offense of Theft and convicted (in 2011) of the misdemeanor offense of Possession of Marihuana. Board Order entered by the Board on 05-08-12: registration suspended until mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to

perform technician duties without posing a threat to the public followed by 5-year probation with conditions.

Melvin Santiago, Technician Registration No. 188428. Violation deemed admitted by default: deferred adjudication (in 2011) for the misdemeanor offense of Possession of a Controlled Substance. Board Order entered by the Board on 05-08-12: registration suspended until mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public, followed by 5-year probation with conditions.

John Michael, Technician Registration No. 141202. Violations deemed admitted by default: arrested (in 2011) for the misdemeanor offense of Possession of Marihuana and evaluation by Mental Health Professional who determined cannabis abuse, not in remission. Board Order entered by the Board on 05-08-12: registration suspended until mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public, followed by 5-year probation with conditions.

Cristal Torres, Technician Registration No. 192121. Violation deemed admitted by default: convicted (in 2012) of the misdemeanor offense of Theft. Board Order entered by the Board on 05-08-12: 1-year probation with conditions.

Skylar Michelle Kirvin, Technician Registration No. 185990. Violation deemed admitted by default: deferred adjudication (in 2012) for the misdemeanor offense of Theft. Board Order entered by the Board on 05-08-12: 1-year probation with conditions.

Kenya Nicolette Carter, Technician Registration No. 181159. Violation deemed admitted by default: deferred adjudication (in 2011) for the misdemeanor offense of Theft. Board Order entered by the Board on 05-08-12: registration fined \$500.

Erika Consuelo Gonzalez, Technician Registration No. 191852. Violation deemed admitted by default: deferred adjudication (in 2011) for the misdemeanor offense of Theft. Board Order entered by the Board on 05-08-12: registration fined \$500.

Deizy Perez, Technician Registration No. 180594. Violation deemed admitted by default: deferred adjudication (in 2012) for the misdemeanor offense of Theft. Board

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PEDIATRIC PRESCRIPTIONS – USE CAUTION!!

Each year the Texas State Board of Pharmacy (TSBP) receives complaints alleging that errors occurred in the dispensing of prescriptions. During FY2012, TSBP instituted disciplinary action in 51 cases where a dispensing error was made on a prescription for a pediatric patient or 38% of errors resulting in disciplinary action involved pediatric prescriptions. The chart below reflects the percentage of alleged errors involving pediatric prescriptions for the last five years.

	Total # of Disciplinary Orders*	Total # of Disciplinary Orders Involving Alleged Dispensing Errors	Total # of Alleged Errors	% of Alleged Errors Involving Pediatric Prescriptions
FY2008	253	52	62	52%
FY2009	334	82	101	41%
FY2010	344	77	83	47%
FY2011	342	111	112	48%
FY2012	386	105	135	38%

*These numbers do not include disciplinary orders entered by the Board on pharmacy technicians. These numbers only include disciplinary orders entered on pharmacists and pharmacies.

One of the most common dispensing error complaints received by the Board involves prescriptions in which the prescriber has indicated the dosage to be administered to a pediatric patient as a “cc” or “ml” The error occurs when “cc” or “ml” is misread and data entered incorrectly as TEASPOONFUL rather than “cc” or “ml,” resulting in incorrect directions for use. This situation is exacerbated when the prescribed number of dosage units is more than one. Pharmacists need to be familiar with pediatric dosages. In reviewing the patient’s medication record, the pharmacist should always check the patient’s date of birth. Knowing that the patient is an infant/child should alert the pharmacist that the dosage may be different.

Many of these errors could be detected and thereby prevented if the pharmacist conducts a drug utilization review (DUR). Many pharmacists use computer software programs to assist with DUR. However, most computer software programs do not include age as one of the variables when conducting DUR. Therefore, TSBP encourages pharmacists to work with their software vendors to develop such programs or to place a “hard stop” in the computer to indicate to the pharmacist that this is a pediatric patient and the pharmacist should double check the dosage and directions.

COMPLIANCE REMINDERS

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Order accepted by registrant and entered by the Board on 05-08-12: registration fined \$500.

Paula Y. Jackson, Technician Registration No. 120682. Violation deemed admitted by default: engaged in the duties of a pharmacy technician with no registration. Board Order accepted by registrant and entered by the Board on 05-08-12: registration fined \$500.

AGREED BOARD ORDERS

Edward Lopez De-Victoria, Technician Registration No. 152690. Alleged violations: convicted (in 2011) of the felony offenses of Intoxicated Assault with Vehicle – Serious Bodily Injury (2 counts) and Intoxication Assault with a Deadly Weapon. Agreed Board Order accepted by applicant and entered by the Board on 03-09-12: registration revoked.

Steven Michael Roy, Technician Registration No. 150426. Alleged violation: convicted (in 2011) of the felony offense of Possession of a Controlled Substance. Agreed Board Order accepted by registrant and entered by the Board on 05-17-12: registration revoked.

Cardisha L. Phillips, Technician Registration No. 131037. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 03-09-12: registration revoked.

Jessica Jasmine Portales, Technician Registration No. 156908. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 03-27-12: registration revoked.

Misty Autumn Shugart, Technician Registration No. 138754. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 03-27-12: registration revoked.

Nicholas Bott, Technician Registration No. 181457. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 03-

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LICENSES

- Pharmacist-in-charge (PIC) must ensure pharmacy technicians are registered with TSBP as a pharmacy technician or pharmacy technician trainee prior to performing any technician duties. Pharmacy Technician Certification Board (PTCB) certification alone is not sufficient.
- PIC must ensure that all licenses & registrations are current & displayed in pharmacy (e.g., pharmacy, pharmacists, technicians/trainees, DEA, DPS).
- Pharmacists and pharmacy technicians/trainees must notify the Board when their address changes.
- PIC should notify the Board when pharmacists and pharmacy technicians/trainees begin or leave employment at the pharmacy.
- PIC should encourage pharmacy staff to begin license renewal process 30 – 60 days prior to license expiration.

TRAINING

- PIC must ensure a written record of INITIAL training as well as IN-SERVICE training for pharmacy technicians is maintained at the pharmacy.
- PIC must ensure pharmacy has complete documentation of 40 hours of didactic & experiential training for all technicians who are compounding sterile preparations and 20 hour of didactic & experiential training for pharmacists involved in sterile compounding.

SUPERVISION OF PHARMACY TECHNICIANS

CLASS A PHARMACY:

- PIC must train staff regarding duties that may be performed by staff when a pharmacist is:
 - absent (off-site) from the pharmacy; or
 - on-site at the registered location but not in the prescription department.

CLASS C PHARMACY:

- PIC must train staff regarding duties that may be performed by pharmacy technicians in the absence of a pharmacist in facilities with:
 - >100 beds;
 - 100 beds or less;
 - Rural Hospital designation; or
 - Tech-Check-Tech program.

INVENTORY

- PIC must ensure that a complete controlled substance inventory is taken every year.
- Other required inventories include:
 - Change of Ownership;
 - Change of PIC;
 - Initial (if open < 2 years); and
 - Closing of Pharmacy.
- PIC must ensure that all required inventories, except change of PIC and initial inventories, are notarized.
- A perpetual inventory may not be used as an annual inventory.

DATA PROCESSING SYSTEM

- PIC must ensure that the pharmacy's data processing system is capable of producing a complete daily dispensing report, including the following:
 - prescriber's name;
 - supervising physician's name, if the prescription was issued by a nurse practitioner, physician's assistant or pharmacist;
 - initials of the data entry technician; and
 - any changes, modifications, or manipulations made to the record of dispensing.

27-12: registration revoked.

Cesar Chamorro, Technician Registration No. 127867. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration revoked.

Christina Marie Felicetti, Technician Registration No. 175718. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration revoked.

Ashley Ann Rutherford, Technician Registration No. 177614. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration revoked.

Katherine Ann Willmann, Technician Registration No. 158991. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 05-30-12: registration revoked.

Bradley Joe Thomas, Technician Registration No. 168534. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 05-17-12: registration revoked.

Heather Michelle Bly, Technician Registration No. 136122. Registrant requested revocation of technician registration in lieu of further disciplinary proceedings regarding allegations pending before the Board. Agreed Board Order accepted by registrant and entered by the Board on 05-17-12: registration revoked.

Booker Malik Williams II, Technician Registration No. 180636. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order entered by the Board on 05-08-12: prior Order set aside, registration suspended for a minimum period of one year, under conditions.

Jon Calvice Landry, Technician Registration No. 180541. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by registrant and entered by the

Board on 05-08-12: prior Order set aside; registration suspended the longer of 9 months or until such time that a mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public, followed by 5-year probation with conditions.

Patrick Taylor Lede, Technician Registration No. 127776. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: prior Order set aside; registration suspended the longer of 90 days or until such time that a mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public, followed by 5-year probation with conditions.

Sarah K. Moss, Technician Registration No. 105891. Alleged violation: convicted (in 2011) of the felony offense of Driving While Intoxicated with Child Passenger Under 15 Years of Age. Evaluation by a mental health professional determined no drug or alcohol dependency. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration suspended 30 days, followed by 5-year probation with conditions.

Ossellini Yvonne Harrison, Technician Registration No. 182909. Alleged violation: deferred adjudication (in 2011) for the felony offense of Assault-Bodily Injury-Public Servant/Retaliation. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration suspended for 30 days followed by 5-year probation with conditions.

Sonny Grijalva, Technician Registration No. 199287. Alleged violation: deferred adjudication (in 2011) for the felony offense of Carrying a Prohibited Weapon in a Prohibited Place. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration suspended for 30 days followed by 5-year probation with conditions.

Tamika Alvina Harry, Technician Registration No. 123633. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration suspended for two weeks.

Marian Nicole Gallivan, Technician Registration No. 166421. Alleged violation: deferred adjudication (in 2010) for the

misdemeanor offense of Possession of Marihuana. Evaluation by a mental health professional determined drug dependency in remission. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration suspended until a mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public, followed by 5-year probation with conditions.

Joshua Eli Trevino, Technician Registration No. 129488. Alleged violation: Evaluation by a mental health professional determined alcohol dependency in remission. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration suspended until such time that a mental health professional provides written documentation which states that registrant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public, followed by 5-year probation with conditions.

Carolyn Whitby Lawhon, Technician Registration No. 120374. Alleged violation: in the absence of a pharmacist, performed duties that may only be performed under the direct supervision of a pharmacist. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: 3-year probation with conditions, and must obtain additional hours of CE.

Peggy Lynn Taylor, Technician Registration No. 144140. Alleged violation: in the absence of a pharmacist, performed duties that may only be performed under the direct supervision of a pharmacist. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: 3-year probation with conditions, and must obtain additional hours of CE.

Nathan Adrain Walters, Technician Registration No. 116019. Alleged violation: convicted (in 2011) of the misdemeanor offense of Possession of Marihuana. Evaluation by a mental health professional determined no drug or alcohol dependency. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: 1-year probation with conditions.

Hailey Womack, Technician Registration No. 190422. Alleged violation: engaged in the duties of a pharmacy technician with no registration. Agreed Board Order accepted by registrant and entered by the Board on 03-27-12: registration fined \$500.

Wesley Autry Stephens, Technician Registration No. 188592. Alleged violation:

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engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by registrant and entered by the Board on 04-04-12: registration fined \$500.

Stacy Leigh Baker, Technician Registration No. 191777. Alleged violation: engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by registrant and entered by the Board on 04-17-12: registration fined \$500.

Carolyn Ann Smith, Technician Registration No. 196840. Alleged violation: engaged in the duties of a pharmacy technician with no registration. Agreed Board Order accepted by registrant and entered by the Board on 05-04-12: registration fined \$500.

Jesus Flores Jr., Technician Registration No. 173033. Alleged violation: engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by registrant and entered by the Board on 05-17-12: registration fined \$500.

Tobenna Chisom Ajene, Technician Registration No. 189430. Alleged violation: engaged in the duties of a pharmacy technician with no registration. Agreed Board Order accepted by registrant and entered by the Board on 05-17-12: registration fined \$500.

Teqila Vanee McNack, Technician Registration No. 198384. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by registrant and entered by the Board on 05-17-12: registration fined \$500.

Emmanuel Dandre Black, Technician Registration No. 198480. Alleged violation: non-compliance with previously entered Agreed Board Order. Agreed Board Order entered by the Board on 05-17-12: registration fined \$250.

Hussain Abbas Bukhari, Technician Registration No. 139616. Alleged violation: deferred adjudication (in 2010) for the misdemeanor offense of Theft. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: registration reprimanded.

Donna Denay Royston, Technician Registration No. 142164. Registrant requested modification of Agreed Board Order previously entered on 08-08-07. Agreed Board Order accepted by registrant and entered by the Board on 05-08-12: request for modification was granted (requirements of previous order were terminated).

APPLICANTS FOR LICENSURE OR REGISTRATION

AGREED BOARD ORDERS

APPLICANTS FOR PHARMACIST LICENSURE

William Adams Stallknecht, Applicant for Reinstatement of Pharmacist License #18455. Alleged violation: convicted (in 2002) for illegal Dispensing of a Controlled Substance. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: pharmacist license reinstated after completion of requirements, followed by 5-year probation period with conditions.

Deborah Rae Medina, Applicant for Pharmacist License by Examination. Alleged violation: deferred adjudication (in 2011) for the misdemeanor offense of Possession of Marihuana. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: license granted and placed on 5-year probation with conditions.

Vivek G. Purani, Applicant for Pharmacist License by Reciprocity. Alleged violations: falsified licensure document and deferred adjudication (in 2011) for the misdemeanor offense of Assault-Contact. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: license granted, reprimanded, and fined \$1000.

Nancy Elizabeth Kuriakose, Applicant for Pharmacist Licensure by Reciprocity. Alleged violation: falsified application for pharmacist license by reciprocity with regard to prior disciplinary action by another State Board of Pharmacy. Agreed Board Order accepted by applicant and entered by the Board on 05-16-12: license granted and fined \$1000.

APPLICANTS FOR PHARMACY LICENSE:

Columbia Ave Pharmacy, Applicant for Pharmacy License, Dallas, TX. Alleged violation: applicant/owner was the subject of prior disciplinary orders entered by the Texas State Board of Pharmacy. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: license granted and placed on 3-year probation with conditions.

Steven's Pharmacy, Applicant for Pharmacy License, Costa Mesa, CA. Alleged violation: disciplinary action taken by the California State Board of Pharmacy. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: license granted and placed on 2-year probation with conditions.

Your Pharmacy, Inc., Applicant for

Pharmacy License, Houston, TX. Alleged violation: falsified Pharmacy application with regard to pharmacy corporate officers' criminal history. Agreed Board Order accepted by applicant and entered by the Board on 03-07-12: license granted and fined \$1000.

APS Pharmacy, Applicant for Pharmacy License, Palm Harbor, FL. Alleged violation: disciplinary action taken by the Florida State Board of Pharmacy. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: license granted and reprimanded.

APPLICANTS FOR INTERN REGISTRATION

Mai Kim Pham, Applicant for Student Pharmacist-Intern Registration. Alleged violation: deferred adjudication (in 2003) for the felony offense of Credit/Debit Card Abuse. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and placed on probation with conditions, for the duration of the registration.

APPLICANTS FOR TECHNICIAN REGISTRATION

Daniel Rocha Egre, Applicant for Technician Trainee Registration. Alleged violations: convicted (in 1997) of the felony offenses of Credit Card Abuse and Burglary of Habitation and falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted; placed on 5-year probation with conditions; and fined \$500.

Armando Mata, Applicant for Technician Trainee Registration. Alleged violations: deferred adjudication (in 1999) of the felony offense of Unlawful Possession with Intent to Deliver a Controlled Substance and falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted; placed on 5-year probation with conditions; and fined \$500.

Roshaan Demond Roberson, Applicant for Technician Registration. Alleged violations: deferred adjudication (in 1995) for the felony offense of Aggravated Robbery; deferred adjudication (in 2002) for the misdemeanor offense of Theft; convicted (in 2010) of the misdemeanor offense of Assault Causes Bodily Injury; and falsified technician registration applications with

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regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted; placed on 5-year probation with conditions; and fined \$500.

Bradley Wayne Wilson, Applicant for Technician Registration. Alleged violations: arrested (in 2009) for the misdemeanor offense of Possession of a Controlled Substance; evaluation by Mental Health Professional who determined drug dependency in partial early remission and alcohol abuse in remission; and engaged in the duties of a pharmacy technician with no registration. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted if mental health professional provides written documentation which states that applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public; if registration is granted, placed on 5-year probation with conditions and fined \$500.

Elizabeth Lucero, Applicant for Reinstatement of Technician Registration No. 112918. Alleged violation: deferred adjudication (in 2007) for the felony offense of Possession of Controlled Substance and convicted (in 2008) for the misdemeanor offense of Driving While Intoxicated – 2nd. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: reinstatement granted if mental health professional provides written documentation which states that applicant is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public; if registration is reinstated, 5-year probation with conditions.

Christy Christine Chavis, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2008) for the felony offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and placed on 5-year probation with conditions.

Angel Alfredo Chavira, Applicant for Technician Trainee Registration. Alleged violations: convicted (in 2009) of the misdemeanor offenses of Possession of Marihuana and Driving While Intoxicated, and Evaluation by Mental Health Professional who determined drug dependency in remission. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted if mental health professional provides written documentation which states that applicant

is not physiologically or psychologically alcohol or drug dependent and is able to perform technician duties without posing a threat to the public; if registration is granted, placed on 5-year probation with conditions.

Jessica Latrese Moody, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2004) for the felony offense of Possession of Marihuana. Evaluation by Mental Health Professional determined no drug or alcohol dependency. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and placed on 3-year probation with conditions.

Matthew Ryan Erwin, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2001) for the felony offense of Grand Larceny. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: license granted and placed on 3-year probation with conditions.

Amanda Peoples, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2003) for the felony offense of Forgery. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and placed on 3-year probation with conditions.

Lisa Peshel, Applicant for Technician Registration. Alleged violation: deferred adjudication (in 1989) for the felony offense of Delivery of Marihuana. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and placed on 3-year probation with conditions.

Marina Esther Reece, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 1996) for the felony offense of Welfare Fraud. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and placed on 1-year probation with conditions.

Etta Mae Stance, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 1994) for the felony offense of Secure Execution of Document by Deception. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and placed on 1-year probation with conditions.

Wendy Kaye Kotz, Applicant for Technician Trainee Registration. Alleged violation: convicted (in 2006) of the misdemeanor offense of Possession of a Controlled Substance. Evaluation by Mental Health Professional determined no drug or alcohol dependency. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and placed

AMERICANS WITH DISABILITIES ACT

The Americans with Disabilities Act (ADA) became effective January 26, 1992, for all public and private organizations offering goods and services to the public. It is the goal of the Texas State Board of Pharmacy to assure the public and all constituencies that the agency is in full compliance with ADA and that our office, programs, activities, and publications are accessible to anyone needing reasonable accommodations.

The Director of Administrative Services and Licensing has been designated to coordinate compliance efforts and provide information concerning the provisions of the ADA and rights provided. An ADA Grievance Procedure is available to the public, and complaints should be addressed to the ADA coordinator, Cathy Stella, at (512) 305-8013 (Voice), or (512) 305-8082 (Fax).

on 1-year probation with conditions.

Daniel Olivares, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2009) for the misdemeanor offense of Possession of Marihuana. Evaluation by Mental Health Professional determined no drug or alcohol dependency. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and placed on 1-year probation with conditions.

Mayra Elizabeth Salazar, Applicant for Technician Registration. Alleged violations: falsified technician trainee registration application with regard to criminal history and engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by applicant and entered by the Board on 03-07-12: registration granted and fined \$1000.

Regina Young, Applicant for Technician Trainee Registration. Alleged violations: convicted (in 2011) of the misdemeanor offense of Theft and falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 04-04-12: registration granted; reprimanded; and fined \$500.

David Mackey, Applicant for Technician
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Trainee Registration. Alleged violations: deferred adjudication (in 2011) for the misdemeanor offense of Assault Causes Bodily Injury – Family Member and falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 03-07-12: registration granted; reprimanded; and fined \$500.

Ben Bartlett, Applicant for Technician Trainee Registration. Alleged violation: engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by registrant and entered by the Board on 03-05-12: registration granted and fined \$500.

Christina Michelle Martinez, Applicant for Technician Registration. Alleged violation: engaged in the duties of a pharmacy technician with no registration. Agreed Board Order accepted by registrant and entered by the Board on 03-05-12: registration granted and fined \$500.

Monica Ann Tyra, Applicant for Technician Registration. Alleged violation: engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by registrant and entered by the Board on 03-05-12: registration granted and fined \$500.

Lizy Atieno Odhiambo, Applicant for Technician Registration. Alleged violation: engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by registrant and entered by the Board on 03-09-12: registration granted and fined \$500.

Melissa Riley, Applicant for Technician Registration. Alleged violation: engaged in the duties of a pharmacy technician with no registration. Agreed Board Order accepted by registrant and entered by the Board on 03-09-12: registration granted and fined \$500.

Zachary Joshua Casey, Applicant for Technician Registration. Alleged violation: engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by registrant and entered by the Board on 03-22-12: registration granted and fined \$500.

Elizabeth Martinez, Applicant for Technician Trainee Registration. Alleged violation: engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by registrant and entered by the Board on 04-17-12: registration granted and fined \$500.

Melissa Natalia Lucci, Applicant for Technician Registration. Alleged violation: engaged in the duties of a pharmacy

technician trainee with no registration. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and fined \$500.

Donna Marie Juarez, Applicant for Technician Trainee Registration. Alleged violation: engaged in the duties of a pharmacy technician trainee with no registration. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and fined \$500.

Gregory L. Gray, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 03-05-12: registration granted and fined \$500.

Joseph Luis Madrid, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 03-05-12: registration granted and fined \$500.

Nilsa Leon, Applicant for Technician Registration. Alleged violation: falsified technician registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 03-22-12: registration granted and fined \$500.

Andrea Knight, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 03-22-12: registration granted and fined \$500.

Juliana Ramos, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration

application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 04-17-12: registration granted and fined \$500.

Brandon Kyle Robinson, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-04-12: registration granted and fined \$500.

Donneara Michelle Junious, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-04-12: registration granted and fined \$500.

David Ray Reyes, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and fined \$500.

Lindsey Sam, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-17-12: registration granted and fined \$500.

Thomas Wayne Speaks, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-17-12: registration granted and fined \$500.

see **DISCIPLINARY ACTIONS**
on page 14

The NEWSLETTER is published in an attempt to keep pharmacists, pharmacy technicians, and pharmacy owners informed about laws and rules relating to the practice of pharmacy in Texas. Unless otherwise noted, permission to quote from or reproduce items in this publication is granted when due acknowledgment is made. Guest articles do not necessarily express the views of the Texas State Board of Pharmacy. Comments and/or suggestions should be addressed to:

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Austin, Texas 78701

Theia Renetta Thomas, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-30-12: registration granted and fined \$500.

Daisy Arismendi, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-30-12: registration granted and fined \$500.

Enrique Pacce, Applicant for Technician Trainee Registration. Alleged violation: falsified technician trainee registration application with regard to criminal history. Agreed Board Order accepted by applicant and entered by the Board on 05-30-12: registration granted and fined \$500.

Jin Jae Park, Applicant for Technician Trainee Registration. Alleged violation: convicted (in 2009) for the misdemeanor offense of Assault by Contact-Family Violence. Agreed Board Order accepted by applicant and entered by the Board on 05-04-12: registration granted and reprimanded.

Angela Costilla, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2012) for the misdemeanor offense of Attempt to Commit Aggregated Theft of Property. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and reprimanded.

Hope Trinidad Rios, Applicant for Technician Registration. Alleged violation: convicted (in 2009) of the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 03-07-12: registration granted and reprimanded.

Patricia Leeann Holl, Applicant for Technician Trainee Registration. Alleged violation: convicted (in 2010) of the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 05-30-12: registration granted and reprimanded.

Rosa Elena Mendoza, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2007) for the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 03-05-12: registration granted and reprimanded.

Gloria Lindstrom, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2008)

for the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 03 -27-12: registration granted and reprimanded.

Laura Nazaret Chapa, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2011) for the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 04-04-12: registration granted and reprimanded.

Iris Antoinette Gonzalez, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2009) for the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 04-04-12: registration granted and reprimanded.

Stephanie Aline Eberhardt, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2009) for the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 05-04-12: registration granted and reprimanded.

Janet Espino, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2010) for the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 05-04-12: registration granted and reprimanded.

Leslie Brown, Applicant for Technician Trainee Registration. Alleged violation: deferred adjudication (in 2008) for the misdemeanor offense of Theft. Agreed Board Order accepted by applicant and entered by the Board on 05-08-12: registration granted and reprimanded.

Jeffery Russell, Applicant for Technician Trainee Registration. Alleged violations: deferred adjudications (in 2003 and 2008) for the misdemeanor offenses of Theft. Agreed Board Order accepted by applicant and entered by the Board on 05-30-12: registration granted and reprimanded.

Chieu Nguyen, Applicant for Technician Trainee Registration. Alleged violation: deferred probation (in 2009) for the misdemeanor offense Theft. Agreed Board Order accepted by applicant and entered by the Board on 04-17-12: registration granted and reprimanded.

Mohammed Salem Alwajih, Applicant for Technician Trainee Registration. Alleged violation: deferred probation (in 2010) for the misdemeanor offense of Fail to ID – False/Fictitious Information. Agreed Board Order accepted by applicant and entered by the Board on 04-04-12: registration granted and reprimanded.

REHABILITATION ORDERS

Section 564.002 and 564.003 of the Pharmacy Act exempts from the Texas Public Information Act, the records of TSBP concerning pharmacists who have or have had an alcohol or drug dependency or who have developed an incapacity of a nature that prevents a pharmacist from engaging in the practice of pharmacy with reasonable skill, competence, and safety to the public.

Thus, Agreed Board Orders entered as a result of such impairments are confidential. Because of this confidentiality only the number of rehabilitation orders that have been entered by TSBP, will be published; the name of the pharmacist (and any pharmacy that is involved) is not published.

Seventeen such orders were entered by the Board from March - May 2012. This number may include the following types of orders:

- (1) new orders entered on pharmacists who have or have had a chemical dependency, or mental or physical impairment;
- (2) subsequent orders on these individuals; and
- (3) orders entered on a pharmacy license as a result of violations or alleged violations by a pharmacist with an impairment.

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